



(Ireland.)

A

B I L L

To explain and amend certain Provisions in Acts of the
Parliament of Ireland for the Protection of Fisheries in
that Kingdom.

[Note.—The Words printed in *Italics* are proposed to be inserted
in the Committee.]

WHEREAS by an Act passed in the Parliament of Ireland
in the seventeenth and eighteenth years of the reign of his
late Majesty King GEORGE the Third, intituled, "An Act for the
better Preservation of Fish in Rivers, Lakes and Inland Waters," it
is enacted, that "no person or persons whatsoever shall from and
after the passing of this Act throw or empty any waste dye-stuffs,
lime, flax, hemp, or any other kind of noxious or poisonous substance,
into any river, and if any person shall so offend, he, she or they
shall forfeit for every such offence the sum of Five Pounds, to be
levied of the goods and chattels of such offender, to be recovered
in such manner as therein directed, one moiety of such penalty to
be given to the poor of the parish wherein such offence shall
be committed, and the other to the first real informer of such
offence; and in case no distress sufficient to answer the said penalty
can be found, that the offender shall in such case be committed to
the county gaol, there to remain without bail or mainprize for any
time not exceeding three calendar months, as his committal by
such Justices as shall adjudge the said penalty shall specify:"

Possible:

17 & 18 Geo.
3, c. 19, s. 4.

And whereas the said Enactment aforesaid was renewed and
continued in force for seven years by an Act subsequently passed
by the Parliament of Ireland in the twenty-first and twenty-
second

21 & 22 Geo.
3. c. 40. s. 20.

second years of the reign of his late Majesty King GEORGE the Third, intituled, "An Act for continuing, renewing and amending several temporary Statutes:"

23 & 24 Geo.
3. c. 40.

And whereas the said Enactment was still further renewed and continued in force for ten years from the tenth day of May in the year of our Lord One thousand seven hundred and Eighty-four, by an Act passed in the Parliament of Ireland in the twenty-third and twenty-fourth years of the reign of his late Majesty King GEORGE the Third, intituled, "An Act for the Protection and Improvement of the Inland Fisheries of this Kingdom:"

26 Geo. 3.
c. 40. s. 13.

And whereas by another Act passed in the said Parliament of Ireland in the twenty-sixth year of the reign of his late Majesty King GEORGE the Third, intituled, "An Act to explain and amend an Act passed in the twenty-third and twenty-fourth Years of his present Majesty, intituled, 'An Act for the Protection and Improvement of the Inland Fisheries of this Kingdom,'" the said Enactment is explained and stated to be directed against such persons as shall "steep or cause to be steeped poisonous drugs or weeds in any water, whereby the fish are liable to be injured or destroyed:"

32 Geo. 3.
c. 40.

33 Geo. 3.
c. 20.

And whereas by an Act passed in the Parliament of Ireland in the thirty-second year of his late Majesty GEORGE the Third, intituled, "An Act for reviving and continuing certain temporary Statutes;" and also by another Act of the said Parliament, passed in the thirty-third year of his Majesty GEORGE the Third, intituled, "An Act for the Encouragement of the Fisheries in this Kingdom, and for continuing certain Acts affecting the same," the aforesaid Acts and Enactments are made perpetual:

And whereas various dye-stuffs in use in manufactures are not poisonous nor injurious to fish, but nevertheless, owing to the Enactments of the aforesaid Acts, the emptying or permitting the same to be emptied into any river would render and have rendered the person or persons so acting liable to vexatious prosecutions, and to the penalties and imprisonment hereinbefore recited, to the manifest discouragement and interruption of manufactures, and contrary to the real intention of the said Acts:

1.
Repeal of the
provisions of
recited Acts.

And whereas it is necessary to explain and amend the same; BE it therefore Enacted, by The QUEEN's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, THAT so much of the said Acts

Acts passed in the seventeenth and eighteenth, twenty-first and twenty-second, twenty-third and twenty-fourth, twenty-sixth, and thirty-second and thirty-third years of the reign of his late Majesty King GEORGE the Third, as relates to the emptying of any waste dye-stuff, lime, flax, hemp or other kind of noxious or poisonous substance into any river, be and the same is hereby repealed.

And be it Enacted, That from and after the passing of *this Act*, no person or persons whatsoever shall throw or empty into any river frequented by salmon any poisonous dye-stuff, flax, hemp, lime waste, or other substance in a poisonous state; and if any person shall so offend, he, she or they shall forfeit for every such offence the sum of *Five Pounds*, to be levied of the goods and chattels of such offender on being convicted thereof before any *Two Justices* of the Peace of the County or Jurisdiction in which the offences shall be committed, one moiety of such penalty to be given to the poor of the parish wherein such offence shall have been committed, and the other to the first real informer of such offence; and in case no distress sufficient to answer the said penalty can be found, that the offender shall in such case be committed to the County Gaol, there to remain without bail or mainprize for any time not exceeding *Three calendar Months*, as his committal by such Justices as shall adjudge the said penalty shall specify: Provided always, That nothing in the aforesaid Acts or in this Act contained shall extend or be construed to render parties liable to the penalties hereby imposed for casting into any river any dye-stuff, flax, hemp or other materials which are not of a deleterious nature or in a state poisonous to fish.

And be it Enacted, That this Act may be amended or repealed by any Act to be passed in the present Session of Parliament.

2.
Penalties on
all Persons
throwing
poisonous
Materials into
Rivers.

3.
Act may be
repealed
during present
Session.